

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION**

**DERRICK POSS,**

**PETITIONER**

**V.**

**NO.1:06CV348-D-D**

**STATE OF MISSISSIPPI,**

**RESPONDENT**

**FINAL JUDGMENT**

In accordance with the opinion issued this day, the instant cause is **dismissed** without prejudice for failure to exhaust available state remedies.

**IT IS SO ORDERED.**

THIS the 4th day of January, 2007.

/s/ Glen H. Davidson  
Chief Judge